

INITIAL DRAFT
Please review

NOVEMBER 2007 AGENDA

The Administrative Rules Review Committee will hold its regular, statutory meeting on Tuesday, November 13, 2007, at 9 a.m. in Room 22, State Capitol, Des Moines, Iowa. The following rules will be reviewed:

BULLETINS NEEDED FOR THIS MEETING: No. 8, 9 (10/10/07, 10/24/07)

		Bulletin	Page
	Also refer to: 7/4/07 , 7/18/07 , 8/1/07 , 8/15/07 , 8/29/07		
9:00	FISCAL OVERVIEW Sue Lerdal		
9:10	EDUCATION DEPARTMENT[281] Carol Greta (281-8661)		
	Accreditation standards—school nurse, guidance counselor, school counseling program, 12.2, 12.3(11), 12.4(12), <u>Notice ARC 6293B</u>	10/10/07	666
	General accreditation standards, 12.3(5), 12.3(7), 12.3(10), 12.4(11), 12.5(5), 12.5(10), 12.5(17), ch 12 div VIII title, 12.8(1)“c” and “f” 12.8(4)“b”(5), <u>Notice ARC 6291B</u>	10/10/07	667
	Accreditation standards—core content standards, phase II accreditation visit, outdated provisions removed, 12.3(7), 12.3(10), 12.4(11), 12.5(10), 12.5(17), ch 12 div VIII title, 12.8(1)“c” and “f,” 12.8(4)“b”(5), <u>Notice ARC 6156B</u> <u>Terminated ARC 6292B</u>	10/10/07	668
	Statewide voluntary preschool program, ch 16, <u>Filed ARC 6289B</u>	10/10/07	709
	Special education, ch 41, <u>Filed ARC 6288B</u>	10/10/07	713
	Practitioner preparation programs, 79.2 to 79.7, 79.10 to 79.15, <u>Filed ARC 6294B</u>	10/10/07	778
	Supplementary weighting, 97.1, 97.2, 97.4 to 97.7, <u>Notice ARC 6290B</u>	10/10/07	669
9:30	ADMINISTRATIVE SERVICES DEPARTMENT[11] Marianne Mickelson (281-6904)		
	Use of tobacco products on capitol complex, 100.3, <u>Filed ARC 6336B</u>	10/24/07	852
	Procurement of goods and services—tied bids, 105.12(4), <u>Notice ARC 6299B</u>	10/10/07	658
9:40	AGRICULTURE AND LAND STEWARDSHIP DEPARTMENT[21] Margaret Thomson		
	Avian influenza, 64.185, 64.187, 64.188, 64.191(2)“e”(7), 64.191(2)“g,” 64.192, <u>Notice ARC 6330B</u>	10/24/07	816
	Dangerous wild animals, ch 77, <u>Filed Emergency After Notice ARC 6302B</u>	10/10/07	693
9:50	ECONOMIC DEVELOPMENT, IOWA DEPARTMENT OF[261] Melanie Johnson (282-4862)		
	Regional sports authority districts, ch 38, <u>Filed ARC 6311B</u>	10/10/07	707
	COG assistance, 44.2, 44.3, 44.6, <u>Filed ARC 6312B</u>	10/10/07	707
	Targeted small business procurement program and financial assistance program, 54.1, 54.2, 54.3(2), 54.3(4), 54.5, 54.10, 54.14(1)“d,” 54.15(3), 55.2, 55.3(3), 55.3(4), 55.4, 55.5(1), 55.5(3), <u>Filed ARC 6313B</u>	10/10/07	708
	Targeted industries division; information technology joint venture fund; information technology training program, targeted industries internship program, chs 101 to 104, <u>Filed ARC 6314B</u>	10/10/07	708
	Targeted industries—networking, student competition, and career awareness funds; community college equipment and training fund, chs 106 to 109, <u>Notice ARC 6310B</u> , also <u>Filed Emergency ARC 6309B</u>	10/10/07	696
	Generation Iowa commission—organization and procedures, ch 400, <u>Notice ARC 6364B</u> , also <u>Filed Emergency ARC 6365B</u>	10/24/07	835
10:15 to 10:25 break			
10:25	INSURANCE DIVISION[191] Susan E. Voss (281-6836)		
	COMMERCE DEPARTMENT[181]“umbrella”		
	Insurance producer licensing and continuing education, 10.4(5), 10.4(8), 10.5(2), 10.24(6) to 10.24(8), 11.3(2) to 11.3(9), 11.14(1) to 11.14(3), <u>Filed ARC 6361B</u>	10/24/07	867
	Military sales practices, ch 25, <u>Filed ARC 6363B</u>	10/24/07	868
	Securities, 50.10(1)“a,” 50.10(3), 50.12(1), 50.15(2), 50.39(1)“e,” 50.40(1)“c” and “d,” 50.40(2), 50.41(1)“d” and “e,” 50.43, 50.66(2), 50.66(4) to 50.66(9), 50.66(19), 50.102(3), <u>Notice ARC 6308B</u>	10/10/07	679
	Licensing of public adjusters, ch 55, <u>Filed ARC 6366B</u>	10/24/07	868
	Sale of cemetery merchandise, funeral merchandise, and funeral services, rescind ch 19; adopt chs 100 to 106, <u>Notice ARC 6334B</u> , also <u>Filed Emergency ARC 6333B</u>	10/24/07	839
	HELD OVER FROM SEPTEMBER		
	Long-term care insurance—producer training requirements, 39.15(4), <u>Filed ARC 6205B</u>	8/29/07	467
10:50	PUBLIC HEALTH DEPARTMENT[641] Barb Nervig (281-4344)		
	Area quarantines, 1.1, 1.13, <u>Notice ARC 6283B</u>	10/10/07	685
	Hepatitis programs, ch 2, <u>Notice ARC 6284B</u>	10/10/07	687

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PUBLIC HEALTH DEPARTMENT[641] CONTINUED

	Center for congenital and inherited disorders, 4.3(2), 4.3(4)“c”(2), 4.3(4)“d”(1), 4.3(5)“h” and “i,” 4.3(6)“b” and “c,” 4.3(8), 4.3(10)“e,” 4.4(3)“a” and “b,” 4.4(6), 4.4(7), 4.5(3), 4.6(3), <u>Filed ARC 6285B</u>	10/10/07	790
	Emergency medical services advisory council, ch 130, <u>Filed ARC 6286B</u>	10/10/07	791
	Trauma registry—data dictionary for reportable patient data, 136.2(1)“a” and “c,” <u>Filed ARC 6287B</u>	10/10/07	792
11:10	INSPECTIONS AND APPEALS DEPARTMENT[481] Steve Mandernach (281-0148)		
	Amusement devices, ch 104 title, 104.2, 104.4 to 104.6, 105.1, 105.2, 105.5(2), 105.6(4), 105.6(5), 105.9 to 105.12, <u>Filed ARC 6356B</u>	10/24/07	867
11:20	REVENUE DEPARTMENT[701] Dave Casey (281-6163)		
	Withdrawals from Iowa educational savings plan trust; exclusion for certain victim compensation payments and for Vietnam Conflict veterans bonus; research activities credit; checkoffs, 40.1, 40.53(3), 40.71, 40.72, 42.2(11)“b,” 43.4(5), 52.7(3)“c,” 52.7(5)“c,” <u>Filed ARC 6359B</u>	10/24/07	871
	Film qualified expenditure tax credit; film investment tax credit, 40.70, 42.35, 42.36, 52.34, 52.35, 53.1, 53.25, 58.19, 58.20, <u>Filed ARC 6360B</u>	10/24/07	871
	Motor fuel—method of payment of taxes, electronic filing of reports, 67.3(1)“e,” 67.3(2)“g,” 67.3(3)“g,” 67.3(4)“d,” 67.3(5)“c,” 67.3(7)“d,” 67.3(8)“d,” 67.3(9)“f,” 67.3(11)“d,” 67.3(12)“b”(2)“1,” 67.6, 67.24, 68.2(2), <u>Filed ARC 6358B</u>	10/24/07	872
11:40	COMMITTEE BUSINESS ---Approve Minutes---November 2007 Meeting---Miscellaneous		

11:45-1:00 Lunch

1:00	MEDICINE BOARD[653] Ann Mowery (242-3268)		
	PUBLIC HEALTH DEPARTMENT[641]“umbrella” Fees, 8.4(1)“c,” “d,” “f” and “g,” 8.4(2)“a,” 8.4(7), 9.11(3)“a,” 9.13(1)“a,” 9.13(2)“b,” 10.3(3)“a”(1), <u>Notice ARC 6297B</u>	10/10/07	681
	Complaints and investigations, 24.1(2), 24.2, 24.2(1) to 24.2(9), <u>Notice ARC 6298B</u>	10/10/07	682
1:15	HUMAN SERVICES DEPARTMENT[441] Nancy Freudenberg (281-8438)		
	Disability services management, rescind ch 25 div I; amend 25.61, 25.62, 25.62(2), 25.62(2)“f” and “g,” 25.62(5)“b,” 25.63(1), 25.63(2), 25.64, 25.65(1), <u>Notice ARC 6332B</u>	10/24/07	824
	Disability services management, 25.61, 25.62, 25.62(2), 25.62(2)“f” and “g,” 25.62(5)“b,” 25.63(1), 25.63(2), 25.64, 25.65(1), <u>Filed Emergency ARC 6331B</u>	10/24/07	837
	Calculation of countable income for FIP, FMAP and CMAP eligibility, 41.27(1)“g”(1), 41.27(1)“j,” 41.27(2)“c,” 41.27(8)“a”(1), 41.27(8)“b”(6), 41.27(9)“a”(2), (3) and (7), 41.27(9)“b”(4), 75.1(35)“g”(2)“2,” 75.57(2)“c,” 75.57(8)“a,” 75.57(8)“b”(6), 75.57(9)“a”(2) to (4) and (7), 75.59(4), <u>Filed ARC 6269B</u>	10/10/07	783
	Food assistance program—standard utility allowances, 65.8(1)“b”(4), 65.8(5)“b”(4), <u>Filed Emergency ARC 6270B</u>	10/10/07	701
	Exemptions to federal requirement for verifying citizenship and identity, 75.11(2)“c” and “f,” <u>Filed ARC 6271B</u>	10/10/07	784
	Expansion of medicaid coverage for dental services, 78.4(1)“c,” 78.4(5)“d,” 78.4(7)“1,” 78.28(2)“c”(4), 78.28(2)“f,” <u>Notice ARC 6301B</u>	10/10/07	675
	Medicaid reimbursement methodology, 78.9, 78.9(12), 79.1(2), 79.1(26), <u>Notice ARC 6305B</u>	10/10/07	675
	Medicaid reimbursement for nonemergency transportation, 78.13, <u>Filed Emergency After Notice ARC 6272B</u>	10/10/07	702
	Education about false claims recovery, 79.15, <u>Filed ARC 6276B</u>	10/10/07	785
	IowaCare, 92.1, 92.2, 92.2(4)“b,” 92.5(3)“c,” 92.5(4)“a,” 92.5(7), 92.5(8), 92.7, 92.7(1)“a” and “b,” 92.7(2)“a,” 92.7(5)“a,” “c” and “d,” 92.12“2,” <u>Filed Emergency After Notice ARC 6277B</u>	10/10/07	703
	Fingerprint checks for foster and adoptive parents and adult members of their households, 108.8(1)“c”(13), 113.13, 200.4(1)“b,” <u>Filed ARC 6278B</u>	10/10/07	786
	Service provider rate increases, 150.3(5)“p,” 156.6(1), 156.11(3)“c,” 185.112(1)“k,” 185.112(14)“c” and “d,” <u>Filed ARC 6279B</u>	10/10/07	787
	Review and redetermination of eligibility for child care services, 170.3(5), <u>Filed Emergency ARC 6280B</u>	10/10/07	705
	Alternative claim form for child care assistance, 170.4(2)“a”(5), examples “1” to “3,” 170.4(7), <u>Filed ARC 6281B</u>	10/10/07	787

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2:00	ENVIRONMENTAL PROTECTION COMMISSION[567] Marla Gallardo (281-8678) NATURAL RESOURCES DEPARTMENT[561]“umbrella”	
	Rules of practice in contested cases, ch 7, <u>Filed</u> ARC 6350B	10/24/07 852
	Air quality regulation of ethanol production facilities, 22.100, 33.3(1), 33.3(9), <u>Filed</u> Emergency After Notice ARC 6354B	10/24/07 836
	Clean air interstate rule (CAIR); clean air mercury rule (CAMR), 34.201, 34.210, 34.221, 34.301, <u>Filed</u> ARC 6353B	10/24/07 853
	Water quality—criteria for chemical constituents, 61.3(3), <u>Filed</u> ARC 6352B	10/24/07 853
	Surface water classifications, 61.3(5), <u>Notice</u> ARC 6351B	10/24/07 819
	Underground storage tank systems, 135.1(3)“d,” 135.2, 135.3(3)“j,” 135.3(5)“d,” 135.3(8), 135.3(9), 135.5(4)“g,” 135.5(5)“d,” <u>Filed</u> ARC 6349B	10/24/07 861
	Packaging—heavy metal content, 213.3, 213.4(3), 213.5, 213.7(2), <u>Notice</u> ARC 6355B	10/24/07 823
	HELD OVER FROM OCTOBER	
	Sanitary landfills for municipal solid waste—groundwater protection systems for the disposal of nonhazardous wastes, 101.13(1)“j”(4), 104.25, chs 111, 113, <u>Filed</u> ARC 5999B	7/4/07 89

No representative requested

XX:00	ARCHITECTURAL EXAMINING BOARD[193B] Professional Licensing and Regulation Bureau[193] COMMERCE DEPARTMENT[181]“umbrella”	
	Application for registration by reciprocity or examination; authorization to practice as a business entity, 2.2, 2.3, 2.10(1)“b,” 2.10(4) to 2.10(8), <u>Filed</u> ARC 6320B	10/10/07 706
XX:00	COLLEGE STUDENT AID COMMISSION[283] EDUCATION DEPARTMENT[281]“umbrella”	
	All Iowa opportunity scholarship program, ch 8, <u>Notice</u> ARC 6017B <u>Terminated</u> , also <u>Notice</u> ARC 6326B	10/10/07 658
	All Iowa opportunity foster care grant program, ch 9, <u>Notice</u> ARC 6018B <u>Terminated</u> , also <u>Notice</u> ARC 6327B	10/10/07 660
	Registered nurse and nurse educator loan forgiveness program, ch 34, <u>Filed</u> ARC 6328B	10/10/07 706
	Iowa teacher shortage loan forgiveness program, ch 35, <u>Filed</u> ARC 6329B	10/10/07 706
XX:00	CULTURAL AFFAIRS DEPARTMENT[221]	
	Iowa community cultural grants (ICCG) program, 6.3 to 6.12, <u>Notice</u> ARC 6315B	10/10/07 662
	Cultural enrichment grant (CEG) program, ch 8 title, 8.1 to 8.3, 8.4(1), 8.4(2), 8.5 to 8.10, <u>Notice</u> ARC 6316B	10/10/07 663
XX:00	ENGINEERING AND LAND SURVEYING EXAMINING BOARD[193C] Professional Licensing and Regulation Bureau[193] COMMERCE DEPARTMENT[181]“umbrella”	
	Licensure application and renewal; certification of documents; confidentiality of complaint and investigative information, 3.1(3), 3.4(2), 3.5, 6.1(4), 9.8, <u>Notice</u> ARC 6362B	10/24/07 817
XX:00	HOMELAND SECURITY AND EMERGENCY MANAGEMENT DIVISION[605] PUBLIC DEFENSE DEPARTMENT[601]“umbrella”	
	Iowa hazard mitigation plan, 9.3, <u>Notice</u> ARC 6296B , also <u>Filed</u> Emergency ARC 6295B	10/10/07 700
XX:00	INSPECTIONS AND APPEALS DEPARTMENT[481]	
	Inspection of nonaccredited Iowa–licensed hospitals, 51.2(5), 51.2(6), 51.6, 51.53(7), <u>Filed</u> ARC 6273B	10/10/07 788
	Hospitals—authentication of verbal orders, 51.14(3), <u>Filed</u> ARC 6274B	10/10/07 788
	Residential care facilities—service plan, 57.22, <u>Notice</u> ARC 6275B	10/10/07 678
XX:00	IOWA FINANCE AUTHORITY[265]	
	Purchasing, ch 15, <u>Filed</u> ARC 6343B	10/24/07 869
	Waivers and variances from administrative rules, 18.1, 18.4 to 18.8, 18.10(1) to 18.10(10), 18.13, 18.16, ch 18 exhibit A, <u>Notice</u> ARC 6341B	10/24/07 826
	State housing trust fund, 19.1, 19.2, <u>Filed</u> ARC 6342B	10/24/07 869
	Entrepreneurs with disabilities program, 25.2, 25.4(3), 25.5 to 25.7, <u>Filed</u> ARC 6344B	10/24/07 870

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XX:00	LABOR SERVICES DIVISION[875]		
	WORKFORCE DEVELOPMENT DEPARTMENT[871]"umbrella"		
	Numbering of elevator buttons, 72.1(6), 73.8(2), <u>Notice</u> ARC 6357B	10/24/07	828
	Boilers and pressure vessels, 90.2 to 90.4, 91.16, 92.2(2), 92.3, 93.2, 93.2(2), 94.2, 96.1, <u>Notice</u> ARC 6340B	10/24/07	828
XX:00	NURSING BOARD[655]		
	PUBLIC HEALTH DEPARTMENT[641]"umbrella"		
	Nursing education programs, ch 2, <u>Filed</u> ARC 6304B	10/10/07	789
XX:00	PUBLIC EMPLOYMENT RELATIONS BOARD[621]		
	Increase in fees for neutrals; sale of goods and services, 1.8, rescind ch 13, <u>Filed</u> ARC 6300B	10/10/07	789
XX:00	PUBLIC SAFETY DEPARTMENT[661]		
	Closed circuit surveillance systems, 141.1, 141.4(1), 141.4(3), 141.5(9)"d," 141.10, 141.10(1), 141.10(8), <u>Notice</u> ARC 6282B	10/10/07	689
XX:00	REAL ESTATE APPRAISER EXAMINING BOARD[193F]		
	Professional Licensing and Regulation Bureau[193] COMMERCE DEPARTMENT[181]"umbrella"		
	Examination; work product review, 3.2(5), 3.5(1), 3.5(2), 3.5(4), 3.5(5), <u>Filed</u> ARC 6337B	10/24/07	870
	Certification; registration; continuing education, 5.1(1)"c," 6.1(1)"c," 11.2(4), 11.2(9), 11.3(1), 11.4(3)"a" to "g," <u>Notice</u> ARC 6339B	10/24/07	829
	Disciplinary actions against certified and associate appraisers, ch 7, <u>Notice</u> ARC 6338B	10/24/07	830
XX:00	STATE PUBLIC DEFENDER[493]		
	INSPECTIONS AND APPEALS DEPARTMENT[481]"umbrella"		
	Attorney fee contracts, 11.2(2), 11.4, 11.5(8), 11.6 to 11.11, <u>Notice</u> ARC 6303B	10/10/07	690
	Claims for foreign language interpreters, 13.2(2), <u>Filed</u> ARC 6335B	10/24/07	872
XX:00	TELECOMMUNICATIONS AND TECHNOLOGY COMMISSION, IOWA[751]		
	Advisory committees; agency organization and duties; address change, 1.3"3," 1.5(2), 1.6(1), <u>Filed</u> ARC 6318B	10/10/07	792
	Address change, 2.3(1), <u>Filed</u> ARC 6319B	10/10/07	793
	Address change, 3.1, 3.3(3), 3.5, 3.6(2), <u>Filed</u> ARC 6321B	10/10/07	793
	Address change, 4.12(3) to 4.12(5), <u>Filed</u> ARC 6322B	10/10/07	794
	Address change; authorized spending limit, 5.2(4)"a," 5.17, 5.19(3), <u>Filed</u> ARC 6323B	10/10/07	794
	Name change of central switching hub, 7.1, <u>Filed</u> ARC 6324B	10/10/07	795
	Request for waiver of network use, 9.1, <u>Filed</u> ARC 6325B	10/10/07	795
	Address change, 16.6, <u>Filed</u> ARC 6307B	10/10/07	796
	Address change, 18.5(1), 18.5(5), 18.6(2), 18.11(1), <u>Filed</u> ARC 6306B	10/10/07	796
XX:00	UTILITIES DIVISION[199]		
	COMMERCE DEPARTMENT[181]"umbrella"		
	Supplemental energy conservation plan, rescind ch 28, <u>Notice</u> ARC 6317B	10/10/07	692
XX:00	VETERANS AFFAIRS, IOWA DEPARTMENT OF[801]		
	Iowa veterans home, 10.1, 10.40(1)"c" to "i," <u>Filed</u> ARC 6345B	10/24/07	872
	Veterans trust fund, ch 14, <u>Filed</u> ARC 6347B	10/24/07	873
	Veterans commemorative property, ch 15 <u>Notice</u> ARC 6348B	10/24/07	833